

CHAPTER NO. 129

HOUSE BILL NO. 3231

By Representative Rhinehart

Substituted for: Senate Bill No. 3177

By Senator Elsea

AN ACT to repeal Chapter 4 of the Private Acts of 1975, as amended by Chapter 74 of the Private Acts of 1981, and all other acts amendatory thereto; to divide Marion County into school districts; and to provide for the number, election and terms of members of the Marion County Board of Education.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Chapter 4 of the Private Acts of 1975, as amended by Chapter 74 of the Private Acts of 1981, and all other acts amendatory thereto, are hereby repealed.

SECTION 2. Marion County shall be divided into five (5) school districts of substantially equal population, which shall be coextensive with the county legislative body districts established by resolution of the county legislative body from time to time.

SECTION 3. The Marion County Board of Education (the "board") shall consist of five (5) members, with one (1) member of the board being elected by the qualified voters in each school district, on a non-partisan basis. Board members shall be elected to staggered four (4) year terms so that every two (2) years the terms of approximately one-half (1/2) of the members of the board shall expire. Persons elected in the regular August general election shall take office on September 1 following the election and shall serve until their successors are duly elected and qualified. No board member's term shall be cut short as a result of the enactment of this act.

SECTION 4. The Marion County Board of Education shall have the same powers, duties, privileges, and qualifications as a board of education established pursuant to Tennessee Code Annotated, Title 49.

SECTION 5. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to that end the provisions of this act are declared to be severable.

SECTION 6. This act shall have no effect unless it is approved by a two-thirds (2/3) vote of the county legislative body of Marion County. Its approval or nonapproval shall be proclaimed by the presiding officer of the county legislative body of Marion County and certified to the Secretary of State.

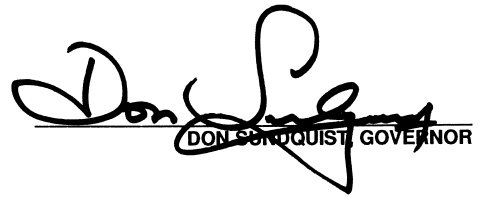
SECTION 7. For the purpose of approving or rejecting the provisions of this act, it shall be effective upon becoming a law, the public welfare requiring it. For all other purposes, it shall become effective upon being approved as provided in Section 6.

PASSED: April 17, 2002


JIMMY RAIFEH, SPEAKER
HOUSE OF REPRESENTATIVES


JOHN S. WILDER
SPEAKER OF THE SENATE

APPROVED this 24th day of April 2002


DON SUNDQUIST, GOVERNOR